

App. No. 10/709,910

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REMARKS - General

Applicant has modified the claims per Examiner's comments to address the Section 112 rejections.

With the design of the current invention, the way that the membrane is punctured is an improvement over the prior art reference of Amannat (U.S. 6,386,385). In the current invention all you have to do is pushed the push top on the seal will be broken, cleanly and easily. In Amannat "After apparatus second projections 280 puncture tamper-proof seal 12, apparatus 200 is rotated and second projections 280 cut tamper-proof seal 12 away from container 14 in close proximity to container wall 20. When apparatus 200 is removed from container 16, tamper-proof seal 12 is retained by apparatus first projection filaments 268 and is removed from container opening 16 without the risk of any of tamper-proof seal 12 falling into container 16." While the current invention involve the simple poking of slits into the membrane that will allow the liquid to come out. This is definitely an improvement over Amannat.

Applicant has also added additional claims 34 through 39 that add unique design structure to the current invention that is aimed at children which was not referenced in the prior art.

Also applicants have rewritten all claims to define the invention more particularly and distinctly so as to overcome the technical rejections and define the invention patentably over the prior art.

Conclusion

For all of the above reasons, applicant submits that the specification and claims are now in proper form, and that the claims all define patentably over prior art. Therefore the applicant submits that this application is now in condition for allowance, which action is respectfully solicited.

Respectfully submitted,


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I hereby certify I have transmitted this paper by fax to the Patent and Trademark Office at 571-273-8300 on March 18, 2008.

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